

REMARKS

In the Office Action dated March 25, 2004, the Examiner issued a restriction/election requirement requiring Applicants to elect one of the following groups:

- I. Claims 1-43, 45-56, 65-107, 109-120, 129-154 and 156-167, drawn to a method and apparatus for operating wireless device; or
- II. Claims 44, 57-64, 108, 121-128, 155 and 168, drawn to a business method for conducting business with wireless device.

In response, Applicants provisionally elect to pursue prosecution of Group I, which includes claims 1-43, 45-56, 65-107, 109-120, 129-154 and 156-167. This election is made with traverse.

Applicants respectfully submit that: (1) all groups of claims are properly presented in the same application; (2) undue diverse searching should not be required; and (3) all claims should be examined together. For the foregoing reasons, it is respectfully submitted that the restriction/election requirement should be withdrawn and an action on the merits of all the claims is respectfully solicited.

AUTHORIZATION

The Response is timely filed. Thus, no fee is due by filing of this paper. However, the Commissioner is authorized to charge any additional fees which may be required for timely consideration of this response, or credit any overpayment to Deposit Account No. 13-4503, Order No. 4208-4013.

Respectfully submitted,
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Dated: April 26, 2004

By: _____



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